

IN THE BOARD OF SUPERVISORS  
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_\_\_

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION ALTERING THE BOUNDARIES OF LA PANZA AGRICULTURAL  
PRESERVE NO. 11, AMENDMENT NO. 1, PURSUANT TO THE CALIFORNIA LAND  
CONSERVATION ACT OF 1965**

The following resolution is hereby offered and read:

**WHEREAS**, on January 14, 1986, the Board of Supervisors duly approved Resolution No. 86-32 which established La Panza Agricultural Preserve No. 11; and

**WHEREAS**, on December 4, 2001, the Board of Supervisors duly approved Resolution No. 2001-482 which established La Panza Agricultural Preserve No. 11, Amendment No. 1; and

**WHEREAS**, Government Code Sections 51230, 51231, and 51232 provide that the Board of Supervisors may, by resolution, alter the boundaries of an agricultural preserve after a public hearing is held and after notice of hearing has been (i) published pursuant to Government Code Section 6061, and (ii) furnished by first class mail to each owner of land under a land conservation contract, any portion of which is situated within one mile of the exterior boundaries of the land to be added to the preserve; and

**WHEREAS**, the County of San Luis Obispo has duly adopted a General Plan; and

## **ATTACHMENT E - 1**

**WHEREAS**, Government Code Section 51233 provides that two weeks prior written notice of said hearing shall be given to the Local Agency Formation Commission and to every city within one mile of the exterior boundaries of the preserve; and

**WHEREAS**, a public hearing has been held to consider the alteration of the boundaries of said agricultural preserve (**File No. AGP2010 - 00012 – Philbrick Family Trust**) for the real property situated in the County of San Luis Obispo, State of California, and more particularly described in Exhibit A attached hereto and by this reference incorporated herein as though set forth in full; and

**WHEREAS**, notice of hearing has been published and written notice of hearing given as required by Government Code Sections 51230, 51231, 51232, and 51233.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. This Board finds that:
  - (a) The area described in Exhibit A will qualify for inclusion in said agricultural preserve pursuant to the California Land Conservation Act of 1965.
  - (b) The area described in Exhibit A for inclusion in said agricultural preserve is an area restricted by land use category to agricultural and compatible uses, and an agricultural preserve including said area is consistent with the General Plan of the County of San Luis Obispo.
  - (c) A public hearing has been held pursuant to Government Code Section 51230 after publication of notice and after giving written notice as required by Government Code Sections 51230, 51231, 51232, and 51233.
  - (d) The appropriate minimum parcel size to preserve the agricultural and compatible uses of the property for the new Land Conservation Contract is 320 acres. The appropriate minimum term for the new contract is 10 years.

**ATTACHMENT E - 1**

2. The boundaries of La Panza Agricultural Preserve No. 11 are hereby altered and established as set forth in Exhibit A attached hereto and incorporated by reference herein as though set forth in full.

Upon motion of Supervisor \_\_\_\_\_, seconded by  
Supervisor \_\_\_\_\_, and on the following roll call votes, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

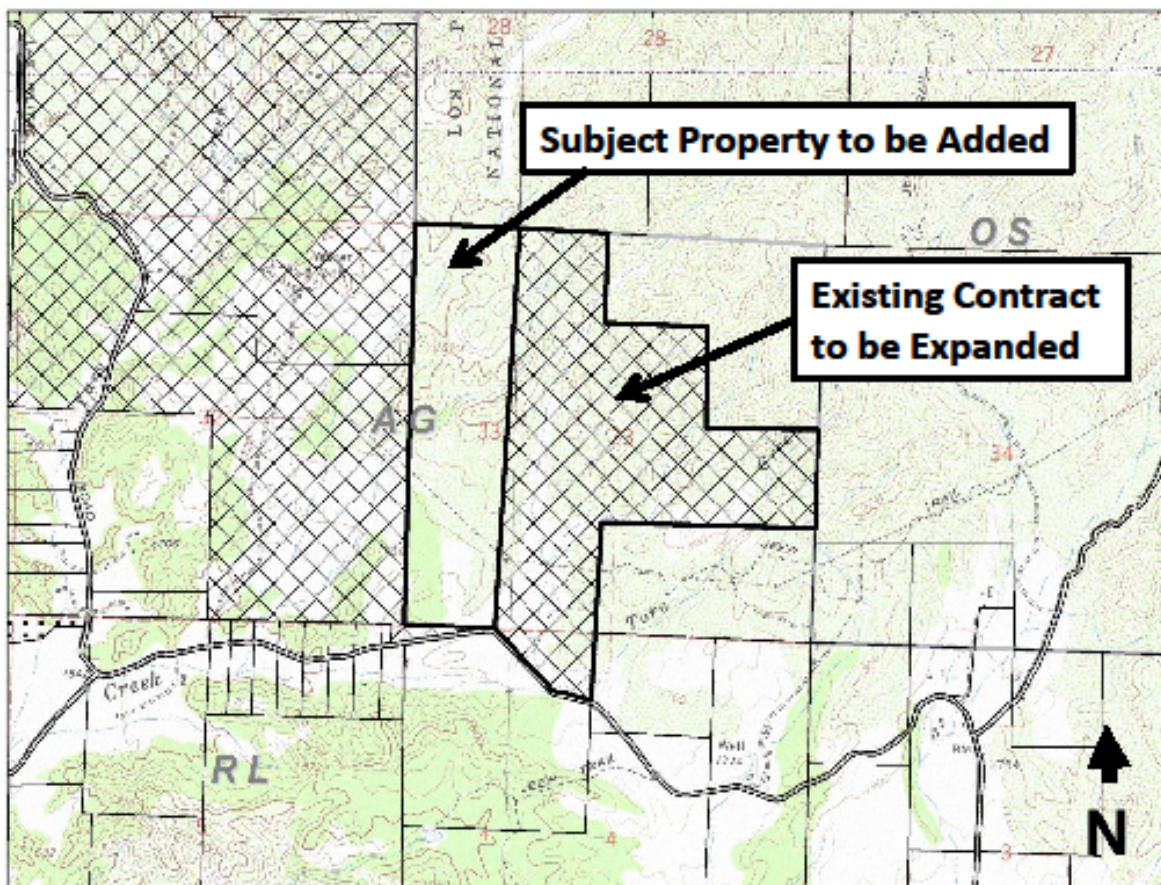
APPROVED AS TO FORM AND LEGAL EFFECT

RITA L. NEAL  
County Counsel


By:   
Deputy County Counsel


Dated: October 22, 2012

AGP2010-00012\_Philbrick\_AP-RESO.wpd



**Exhibit A: La Panza Agricultural Preserve No. 11, Amendment No. 2**

 **Subject Property APN: 071-051-016**

 **Existing Preserves & Contracts**

**EXHIBIT A: Alter and Expand the Boundaries of an Agricultural Preserve to Add Land**

**File No. AGP2010-00012**

**Minimum Parcel Size:**

**Minimum Term of Contract:**

**Resolution No:**

**Philbrick**

**320 Acres**

**Remaining Term of Existing Contract**

**Date:**